

Notice of Allowability

Application No.

10/022,034

Examiner

Jeff Lundgren

Applicant(s)

STROOBANT, PAUL

Art Unit

1639

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 10/27/06.
2. ☒ The allowed claim(s) is/are 1,3-22 and 27-54.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date 10/27/06
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____


JAMES SCHULTZ, PH.D.
PRIMARY EXAMINER

EXAMINER'S AMENDMENT

An Examiner's Amendment to the record appears below. Should the changes and/or additions be unacceptable to Applicant, an amendment may be filed as provided by 37 CFR § 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this Examiner's Amendment was given in a telephone interview with Mr. Cooper McDonald on December 12, 2006.

Amendments to the Claims

The application has been amended as follows:

In claim 1, the first line of step (a), replace the phrase "a first array" with the phrase "one or more first arrays".

In claim 1, the second line of step (a), insert the phrase "first type of" before the term "support".

In claim 1, the first line of step (b), replace the phrase "a second array" with the phrase "one or more second arrays".

In claim 1, the second line of step (b), insert the phrase "second type of" before the term "support".

In claim 1, the second line of step (c), replace the phrase "a first array" with the phrase "one of said first arrays".

In claim 1, the fifth line of step (c), replace the phrase "a second array" with the phrase "one of said second arrays".

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In claim 1, the first line of step (d), replace the phrase “a second array” with the phrase “one of said second arrays”.

In claim 1, the fourth line of step (e), replace the phrase “a first array” with the phrase “one of said first arrays”.

In claim 5, the first line of step (h), replace the phrase “a third array” with the phrase “one or more third arrays”.

In claim 5, the second line of step (h), insert the term “third” before the term “support”.

In claim 5, in the first and second lines of step (i), replace the phrase “a third array” with “one of said third arrays”.

In claim 6, first and second lines of step (j), replace the phrase “said third array” with “one of said third arrays”.

In claim 31, replace the misspelled term “polypetides” with the term “polypeptides”.

In claim 32, replace the misspelled term “polypetides” with the term “polypeptides”.

Information Disclosure Statement

The Information Disclosure Statement (IDS) submitted on October 27, 2006, has been considered by the Examiner. Enclosed with this Examiner's Amendment is a return-copy of the Form PTO-1449 with the Examiner's initials and signature indicating those references that have been considered. The document titled “SF424 Federal Grant Application from Differential Proteomics, Inc.,” has been considered by the Examiner, however, it has been line through on the return Form PTO-1449 because there is no publication date associated with this document.

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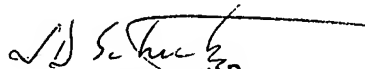
Conclusions

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Jeff Lundgren whose telephone number is 571-272-5541. The Examiner can normally be reached from 7:00 AM to 5:30 PM.

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, James Schultz, can be reached on 571-272-0763. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JSL


JAMES SCHULTZ, PH.D.
PRIMARY EXAMINER